

1
2
3
4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 DIANNE L. KELLEY,

8 Plaintiff,

9 v.

10 MICROSOFT CORPORATION,

11 Defendant.

No. C07-475MJP

12
13 ORDER REGARDING CR 37 JOINT
14 SUBMISSION

15 This matter comes before the Court on the parties' joint submission under Local Civil Rule 37
16 regarding issues related to discovery production and the deposition of Defendant's 30(b)(6) witness.
17 (Dkt. No. 148.) Having considered the CR 37 submission, the documents submitted in support
18 thereof, and the balance of the record, the Court ORDERS as follows:

19 1) Plaintiffs' motion for an order precluding Microsoft from introducing evidence contrary to or
20 in addition to its 30(b)(6) testimony on the "existence, location and meaning of documents . . .
21 which describe, include or relate to" the 30(b)(6) topics is denied.
22 2) If Plaintiffs wish to re-depose 30(b)(6) witness Kathryn Griffith at the end of document
23 production, they may do so at their own expense.
24 3) Because it appears that the "notebook" documents referred to in Ms. Griffith's deposition
25 have been produced, any request for those documents is now moot.

26 Dated: July 15, 2008.



Marsha J. Pechman
United States District Judge